4606

BILL NO. Z-79-08- 44

ZONING MAP ORDINANCE NO. Z- 508

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. O-27.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. O-27, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

Part of the Northwest 1/4 of the Southeast 1/4 of Section 25, Township 30 North, Range 12 East, in Allen County, Indiana, more particularly described as follows:

Commencing on the North line of said Quarter Section at a point situated 305 feet West of the Northeast corner of the West Half of said Quarter Section; thence South 154.4 feet to a point which is 293.98 feet West of the East line of said Quarter Section; thence Southwestward a distance of 247.1 feet to a point on the centerline of the public highway known as the Decatur Road; thence Northwestwardly along the centerline of the Decatur Road to the North line of said Quarter Section; thence East along said North line to the place of beginning.

Part of the Northwest 1/4 of the Southeast 1/4 of Section 25, Township 30 North, Range 12 East, in Allen County, Indiana, more particularly described as follows:

Commencing at the Northeast corner of said Northwest 1/4; thence South along the East line of said Quarter Section a distance of 610 feet; thence Southwesterly a distance of 286.3 feet to the centerline of the public highway known as the Decatur Road; thence Northwesterly along the centerline of said Decatur Road a distance of 600 feet; thence Northeastward a distance of 247.1 feet to a point situated 154.4 feet South of the North line of said tract and 293.8 feet West of the East line thereof; thence North 154.4 feet to the North line of said Quarter Section; thence East along said North line to the place of beginning.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Samuel J. Talarico
Councilman

APPROVED AS TO FORM & LEGALITY

William N. Salin, City Attorney

Read the first time in full and on motion by Talarico, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and ~~Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on~~ _____, the _____ day of _____, 19__, at _____ o'clock ____ M., E.S.T.

DATE: 8-28-79

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage.

~~PASSED~~ (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	0	9			
BURNS		X			
HINGA		X			
HUNTER		X			
MOSES		X			
NUCKOLS		X			
SCHMIDT, D.		X			
SCHMIDT, V.		X			
STIER		X			
TALARICO		X			

DATE: 10-9-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. _____ on the _____ day of _____, 19__.

ATTEST: (SEAL)

_____ CITY CLERK

_____ PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19__, at the hour of _____ o'clock ____ M., E.S.T.

_____ CITY CLERK

Approved and signed by me this _____ day of _____, 19__, at the hour of _____ o'clock _____ M., E.S.T.

_____ MAYOR

Bill No. Z-79-08-44

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. 0-27

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do Not PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

Concurred in 10-9-79

Charles W. Westerman, city clerk

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 28, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-08-44; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 17, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Comission held September 24,1979.

Certified and signed this
25th day of September 1979.

Thomas G. Adams

Thomas G. Adams
Secretary

BUSINESS FORM—PRODUCT OF WILSON JONES

GrayLine

RECEIPT

Date Aug. 13 1979 No. 10833

Received From Imel Battery & Lead Co., Inc.

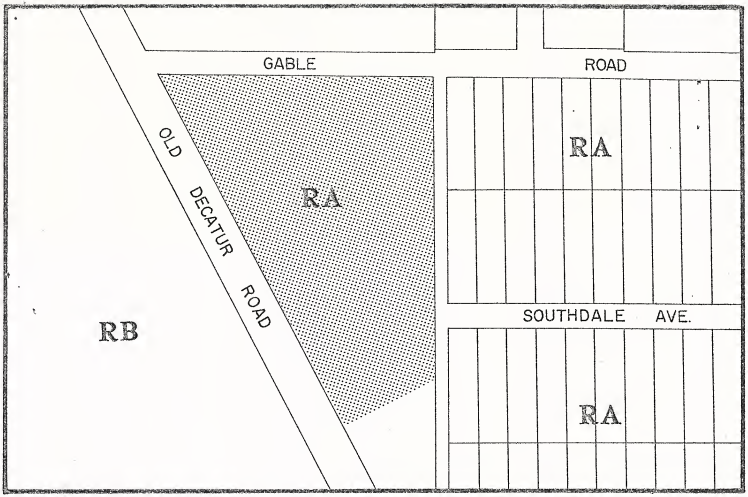
Address 6601 Decatur Rd.

fifty and 00/100 Dollars $ 50.00

For Reyone RA - B3B

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT	50		CASH		
AMT. PAID	50		CHECK	7815	
BALANCE DUE			MONEY ORDER		

By M Morrison



MAP NR. - 0-27

Z-79-08-44

N

PETITION FOR ZONING ORDINANCE AMENDMENT Receipt No. _____

Date Filed _____

Intended Use _____

I/We AGNES IMEL, MADONNA T. DEATON, MARLENE E. DURICK, KENNETH O. IMEL, RICHARD T. IMEL and RONALD W. IMEL, AND DAVID L. DAVIS
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from ~~a~~/an R-A District to ~~a~~/an B-3-B District the property described as follows:

SEE ATTACHED LEGAL DESCRIPTION

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that ~~I~~/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Agnes Imel	316 East Hoover Avenue Fort Wayne, In. 46816	Agnes Imel
Madonna T. Deaton	4209 Wedgewood Drive Fort Wayne, In. 46805	
Marlene E. Durick	4410 Plaza Drive Fort Wayne, In. 46806	
(Name)	(Address & Zip Code)	(Signature)

(If additional space is needed, use reverse side)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under advisement shall be filed, in writing, in the office of Community Development and Planning, by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for the meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance. (FILING FEE: $50.00)

Name and address of the preparer, attorney or agent.

Clifford E. Simon, Jr.	2400 Fort Wayne National Bank Building, Ft. Wayne In. 46802	(219) 423-4492
(Name)	(Address & Zip code)	(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoning

Owners of Property

(Name)	(Address & Zip Code)	(Signature)
Kenneth O. Imel	6129 Lunada Street Fort Wayne, In. 46816	
Richard T. Imel	9509 Illinois Road Fort Wayne, In. 46804	
Ronald W. Imel	316 East Hoover Avenue Fort Wayne, In. 46816	
David L. Davis	1711 Dundee Drive Fort Wayne, In. 46774	David L. Davis

(IMEL)

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(DAVIS)

Part of the Northwest 1/4 of the Southeast 1/4 of Section 25, Township 30 North, Range 12 East, in Allen County, Indiana, more particularly described as follows:

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4521

Admn. Appr._____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-79-07-08

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lots 15 thru 24 and Lots 32 thru 41 in Baldwin Heirs Addition.

EFFECT OF PASSAGE Property is now zoned R3 - Multiple Family Residence. Property will become B1B - Limited Business.

EFFECT OF NON-PASSAGE Property will remain R3 - Multiple Family Residence.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)_____

ASSIGNED TO COMMITTEE (J.N.)_____